

**SUPREME COURT MINUTES
MONDAY, FEBRUARY 4, 2013
SAN FRANCISCO, CALIFORNIA**

S054569**PEOPLE v. WHALEN
(DANIEL LEE)**

Opinion filed: Judgment affirmed in full

Majority Opinion by Cantil-Sakauye, C. J.

-- joined by Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

Concurring Opinion by Liu, J.

S199384

B238097 Second Appellate District, Div. 8

**APPLE, INC. v. S.C.
(KRESCENT)**

Opinion filed: Judgment reversed

For the foregoing reasons, the Court of Appeal's judgment summarily denying the petition for writ of mandate or prohibition is reversed, and the matter is remanded to that court with directions to issue a writ consistent with this opinion.

Majority Opinion by Liu, J.

-- joined by Cantil-Sakauye, C. J., Werdegar, and Corrigan, JJ.

Dissenting Opinion by Kennard, J.

-- joined by Baxter and Jones*, JJ.

Dissenting Opinion by Baxter, J.

-- joined by Kennard and Jones*, JJ.

* Presiding Justice of the Court of Appeal, First Appellate District, Division Five, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S207018

C072421 Third Appellate District

**HERSHIPS (HOWARD) v. S.C.
(VELCAN PROPERTIES LLC)**

Petition ordered withdrawn

Pursuant to written request of petitioner, the above-entitled petition for review is ordered withdrawn.

S208340

B245544 Second Appellate District, Div. 5

**PEOPLE v. AMERICAN
EAGLE COLLECTIVE**

Petition for review & application for stay denied

S201443 B231678 Second Appellate District, Div. 3 **PEOPLE v. GOLDSMITH
(CARMEN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief is extended to March 15, 2013.

S204543 B235099 Second Appellate District, Div. 6 **PATTERSON (TAYLOR) v.
DOMINOS PIZZA LLC**

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to March 4, 2013.

S206587 A130803 First Appellate District, Div. 4 **GILLETTE COMPANY v.
FRANCHISE TAX BOARD**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to March 18, 2013.

S208406 **McCOVEY III (WILLIAM) v.
CHAPPELL (KEVIN)**

Transferred to Court of Appeal, First Appellate District

The above-entitled matter is transferred to the Court of Appeal, First Appellate District.